

**MINUTES OF PUBLIC MEETING
FOR THE CORRECTIONS OFFICER RETIREMENT PLAN LOCAL BOARD
FOR THE SUPERIOR COURT**

A Public Meeting of the Corrections Officer Retirement Plan Local Board for the Superior Court was convened Tuesday, March 5, 2013, at 10:00 a.m., Conference Room 109, Arizona State Courts Building, 1501 West Washington Street, Phoenix, Arizona.

Members Present:

Kevin Kluge, Chair; Mark Smalley; Jason Hathcock; Rob Lubitz (via conference call)

Members Absent:

Phil Hanley

Also Present:

Annette Corallo, Board Secretary; Leticia Chavez, Recorder

Call to Order

Approval of the Minutes:

- a. February 5, 2013, Public Meeting Minutes
- b. February 5, 2013, Executive Session Minutes
- c. February 5, 2013, Transcript of Proceedings – Open Session
- d. February 5, 2013, Transcript of Proceedings – Executive Session

The Chair noted that on page four of the Executive Session Transcript, Mr. Phil Hanley's name was spelled incorrectly as Mr. Haney.

MOTION: A motion to approve the February 5, 2013 Public and Executive Meeting Minutes and Transcripts was made by M. Smalley. Motion was seconded and passed unanimously; minutes stand approved. **CORP 2013-11**

Retirement Benefits:

The Local Board may consider and vote on the approval of Normal Retirement benefits for the following applications or defer decision to a later date:

- a. Jose R. Garcia (R-DROP)
- b. Daniel C. Hoyme (R-DROP)
- c. Gary Nakamoto
- d. Jamie C. Tribolet

The Board Secretary noted for the record that the effective retirement date for all applicants is March 1, 2013.

MOTION: A motion to approve the payment of Normal Retirement benefits to the following applicants in about the following amounts was made by J. Hathcock. Motion was seconded and passed unanimously. CORP 2013-12

Jose R. Garcia:	\$2,943.41 (R-DROP Payout of \$71,246.09)
Daniel C. Hoyme:	\$3,425.33 (R-DROP Payout of \$82,911.09)
Gary Nakamoto:	\$2,162.57
Jamie C. Tribolet:	\$2,061.43

CORP Physical Pre-Existing Conditions:

- a. John Berdin, Jr.

The Board approved Mr. Berdin for CORP membership at the January 8, 2013 meeting. His physical exam report was received after a 60-day notice was sent to him on December 19, 2012. The Board noted for the record that the physical exam report for Mr. Berdin identified a pre-existing condition. Mr. Berdin will be sent a pre-existing condition letter.

CORP Physical Exam Final Letters:

- a. Eischen, Deborah
- b. Epperson, Kristin
- c. Garcia, Eunice
- d. Hofmeister, Philip
- e. Othon, Jesus
- f. Skeebe, Anne
- g. Umohi, Ekombong
- h. Valdez, Sheena

The Board noted for the record that a final letter requesting a physical examination was sent to each of these eight members on February 20, 2013, via certified mail, to advise them that the Board did not receive a CORP physical exam report within 60 days of receipt of their membership form.

After receiving his 60-day letter, member Philip Hofmeister contacted the Board office on February 25, 2013 and stated that he refused to take a Superior Court CORP exam since he took one when he was with ADJC CORP. Staff explained to him that he is now a member under a different Local Board and is therefore considered a new Superior Court CORP member. Staff advised him that a member who refuses a physical exam is deemed to waive all rights to disability benefits under CORP statute. Mr. Hofmeister stated that he was not going to take another exam and that if it came down to filing for disability, he would take the matter to court.

The Board Secretary advised the Board that Mr. Hofmeister's membership form indicated that he was issued a refund of contributions when he left the Department of Juvenile Corrections, in which case it would seem that his current membership commenced with his hiring as a Juvenile Detention Officer in Maricopa County on December 10, 2012. Pursuant to A.R.S. §38-884.H., "Credited service is forfeited if the amounts prescribed in subsection C, D or E of this section are paid or transferred in accordance with this section."

After reviewing the statute, the Board agreed that Mr. Hofmeister was in fact a new member and that a new physical exam would be required in order for Mr. Hofmeister to qualify for any type of disability retirement while under Superior Court CORP. The Board agreed there was no need to send Mr. Hofmeister an additional letter, since Mr. Hofmeister was informed via the certified letter dated February 20, 2013, and also by telephone that he would be deemed to waive all rights to disability benefits under CORP for failure to complete a physical exam for this Board.

Approval of Membership:

The Local Board may consider and vote on the approval of the following requests for membership or defer decision to a later date:

a.	Anthony-Ganas, Alanna	Mohave	12/3/2012
b.	Chaplin, Nathan	Maricopa	2/19/2013
c.	Eischen, Deborah	Navajo	10/22/2012
d.	Epperson, Kristin	Maricopa	11/26/2012
e.	Gano, Jennifer	Maricopa	1/22/2013
f.	Garcia, Eunice	Maricopa	10/15/2012
g.	Herrera, Jose	Maricopa	12/10/2012
h.	Hilsdorf, David	Maricopa	1/22/2013
i.	Hofmeister, Philip	Maricopa	12/10/2012
j.	Martinez, Kristina	Maricopa	1/7/2013
k.	Medina, Jovany	Maricopa	1/7/2013
l.	Mesko, Alexis	Coconino	1/22/2013
m.	Mitchell, Judith	Pima	1/28/2013
n.	Othon, Jesus	Pima	8/13/2012
o.	Price, Nora	Maricopa	1/22/2013
p.	Sears, Terra	Mohave	12/17/2012
q.	Skeeba, Anne	Maricopa	10/23/2012
r.	Umohi, Ekombong	Maricopa	1/7/2013
s.	Valdez, Sheena	Navajo	10/22/2012
t.	Watson, Kelli	Maricopa	1/7/2013

The Board noted for the record that the physical examinations for applicants Alanna Anthony-Ganas and Terra Sears identified a physical or mental condition or injury that existed or occurred before the member's date of membership in the plan.

MOTION: A motion to approve the 20 named employees requesting membership into CORP was made by M. Smalley. Motion was seconded and passed unanimously. CORP 2013-13

Status Update: CORP Election

Board Member Mark Smalley's term will expire on June 30, 2013. Pursuant to A.R.S. §38-893, the Board is conducting an election to fill this position on the Board effective July 1, 2013.

The Board Secretary advised the Board that nomination ballots were mailed to all active members on February 20, 2013. As of March 5, 2013, 33 nomination ballots were returned.

Call to Public:

No members of the public addressed the Board.

The meeting was adjourned at 10:15 a.m.

Transcribed March 5, 2013